

**RESPONSE TO RESTRICTION REQUIREMENT**  
**U.S. Appln. No. 10/067,291**

**REMARKS**

On page 2 of the Office Action, the Examiner issues a Restriction Requirement under 35 U.S.C. § 121 to one of the inventions of the following groups:

- Group I - Claims 5-16, drawn to a gene encoding the transaminase, a vector containing it and a cell transformed with the same and a method of use of said cell;
- Group II - Claims 17-20, drawn to a method of use of a transaminase to synthesize an amino compound represented by Formula (3); or
- Group III - Claims 21-22, drawn to a method for improving the ratio of an amino compound represented by Formula (9).

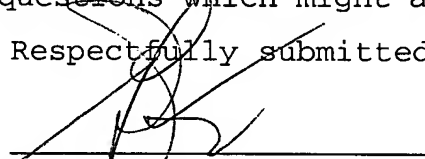
Accordingly, Applicants hereby elect the invention of Group I, i.e. Claims 5-16 without traverse, and hereby cancel non-elected Claims 17-22 without prejudice to the filing of a Divisional Application(s) thereon.

Further, Applicants hereby amend Claims 5-16 (new Claims 23-34) in accordance with U.S. claim drafting practice simply so as to advance prosecution.

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The Examiner is invited to contact the undersigned at his Washington telephone number on any questions which might arise.

Respectfully submitted,

  
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